# UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 09-2726

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#### UNITED STATES OF AMERICA

v.

GLENN FLEMMING, a/k/a Nasir Huggins, Appellant

Appeal from the United States District Court for the Eastern District of Pennsylvania (D.C. Criminal Action No. 2-03-cr-00148-001) District Judge: Honorable Anita B. Brody

Argued January 11, 2010

Before: AMBRO, CHAGARES, Circuit Judges and JONES, District Court Judge.

(Opinion filed July 27, 2010)

#### ORDER AMENDING PRECEDENTIAL OPINION

AMBRO, Circuit Judge

IT IS NOW ORDERED that the published Opinion in the above case filed July 27, 2010, be amended as follows:

Due to a word processing error, on page 13, footnote 7 should be numbered 6, and all footnotes thereafter should be numbered sequentially.

<sup>\*</sup>The Honorable John E. Jones, III, United States District Judge for the Middle District of Pennsylvania, sitting by designation.

## By the Court,

### /s/ Thomas L. Ambro, Circuit Judge

Dated: September 27, 2010

tmk/cc: Salvatore L. Astolfi, Esq.

Bernadette A. McKeon, Esq.

Peter A. Levin, Esq.